

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**KONINKLIJKE PHILIPS ELECTRONICS)
N.V. and U.S. PHILIPS CORPORATION,)**

Plaintiffs,)

v.)

**Civ. Action No. 08-CV-04068 (CLB)
(LMS)**

**THE ADS GROUP fka ADVANCED)
DUPLICATION SERVICES LLC;)
AMERICAN MEDIA INTERNATIONAL,)
LTD.; CARBONITE INC.; THE)
COMVEST GROUP; CONCORD)
RECORDS, INC.; CONCORD MUSIC)
GROUP, INC.; EVA-TONE, INC.;)
HAL LEONARD CORP.; HUDSON)
VALLEY CAPITAL PARTNERS, INC.;)
INOVERIS LLC; INTUIT INC.; METATEC)
INTERNATIONAL, INC.; MTI)
ACQUISITION LLC aka MTI)
ACQUISITION CORP.; MUSIC CITY)
OPTICAL MEDIA, INC.; ZOMAX)
INCORPORATED; MICHAEL F.)
HARDWICK, an individual; ARUN)
KHURANA, an individual; JEAN A.)
LAGOTTE JR., an individual; JOHN)
EDGAR MOLL, an individual, JOHN)
STEVEN MOLL, an individual; DAVID A.)
SILVON, an individual; and John Does No.)
1 through 100,)**

ECF Filed

Defendants.)

**DEFENDANTS JOHN EDGAR MOLL AND JOHN STEVEN MOLL'S NOTICE OF
MOTION TO DISMISS PURSUANT TO FED. R. CIV. P. 12(b)(6) AND 12(b)(2)**

PLEASE TAKE NOTICE THAT on July 25, 2008 at 10:00 am or as soon thereafter as
counsel may be heard, Defendants John Edgar and John Steven Moll (the "Molls") will present
their MOTION TO DISMISS PURSUANT TO FED. R. CIV. P. 12(b)(6) and 12(b)(2) before the

Honorable Charles L. Briant in Courtroom 218 in the United States District Courthouse, 300 Quarropas St., Room 275, White Plains, New York.

In support of this Motion, the Molls submit and incorporate herein the Memorandum in Support of this Motion and Declarations of John E. Moll and John Steven Moll, submitted herewith, as well as the entire record in this cause.

Date: June 25, 2008

Respectfully submitted,

By: s/Robert E. Hanlon
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